

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

UNITED STATES OF AMERICA

§

v.

§ CASE NUMBER 1:16-cr-46-4 (MC)

LEDARRIS LIMBRICK

§

PRE-TRIAL ORDER

This case is reset for **Final Pre-Trial Conference** on December 12, 2016 at 10:00 a.m. in Courtroom #3, United States Courthouse, Beaumont, Texas, at which time dates for **Jury Selection** and **Trial** will be determined. Counsel shall be prepared to commence jury selection and trial the following day and continuing thereafter.

The following deadlines shall apply in this case.¹

November 28, 2016 Any motion for continuance shall be filed with the court.

December 2, 2016 Counsel for the Government shall deliver to counsel for Defendant(s) proposed jury instructions.

December 5, 2016 The parties shall notify the Court of any plea agreement. Notification shall be by hand delivery or fax of a signed copy of the plea agreement and factual basis for the plea. **After this deadline, no plea agreement will be honored by the court, and Defendant will not receive points for acceptance of responsibility.**

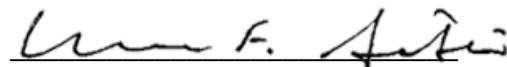
December 5, 2016 If the parties do not notify the Court of a plea agreement as provided above, defense counsel shall deliver to counsel for the Government any additional jury instructions desired by Defendant(s). If two or more Defendants are represented by separate counsel, their submission must be made jointly.

¹ All deadlines shall be as of 4:00 p.m. on the day specified. If delivery of a document or other item is required and counsel chooses to mail the same, it shall be deposited, properly addressed and postage pre-paid, in a mailbox, or at a post office, at least three (3) days before the indicated deadlines, on a day mail is scheduled to be picked up by the postal service at that location, and at a time before the last scheduled pickup.

<u>December 6, 2016</u>	Counsel for Defendant(s) and counsel for the Government shall confer to determine which jury instructions can be agreed upon.
<u>December 6, 2016</u>	Parties shall file any motions in limine.
<u>December 8, 2016</u>	Counsel for the Government and counsel for the Defendant(s) shall:

- A. Jointly file agreed upon instructions;
- B. Each file any proposed instructions that were not agreed upon, citing the authority for each instruction. (Any party seeking to file proposed jury instructions after the deadline may do so only with leave of Court.);
- C. Each file any objections to the other's proposed jury instructions. Objections must be written, specific, cite authority, and include any alternate instructions counsel deem more appropriate;
- D. Each file proposed voir dire questions;
- E. If counsel believes that a written response to a particular motion in limine is needed, file it.²
- F. Each provide the court a list of witnesses, a list of exhibits anticipated to be introduced during trial, and a copy of each marked exhibit. All exhibits to be used for trial shall be pre-marked numerically and in succession. (Groups of exhibits pertaining to the same subject matter, such as photos of same scene, may, at counsel's discretion be numbered and lettered, i.e., 2a, 2b, 2c, etc.) Counsel shall provide the Court the original and two (2) copies of each list and marked exhibit.

Signed on this the 11th day of October, 2016.



KEITH F. GIBLIN
U.S. MAGISTRATE JUDGE

² This is not an invitation or requirement to file written responses. Most motions in limine can be decided without a written response. If briefing is needed on a particularly difficult or novel issue, however the Court needs some time to review the matter.